

ASSEMBLY BILL

No. 2223

Introduced by Assembly Member Salinas

February 22, 2006

An act to add Section 5784.2 to the Public Resources Code, relating to parks.

LEGISLATIVE COUNSEL'S DIGEST

AB 2223, as introduced, Salinas. Recreation and park districts: board of directors.

Existing law specifies procedures for the selection and composition of the board of directors of a recreation and park district, and generally provides that the board is composed of 5 members.

This bill would provide that a local agency formation commission, in approving either a consolidation of districts or the reorganization of 2 or more districts into a single recreation and park district, may temporarily increase the number of directors to serve on the board of directors of the consolidated or reorganized district to 7 or 9, who shall be members of the board of directors of the districts to be consolidated or reorganized as of the effective date of the consolidation or reorganization. The bill would also specify procedures when the terms of those members expire or in the event of a vacancy on the board of directors of a consolidated or reorganized district.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 5784.2 is added to the Public Resources Code, to read:

5784.2. (a) Notwithstanding any other provision of law, a local agency formation commission, in approving either a consolidation of districts or the reorganization of two or more districts into a single recreation and park district, pursuant to subdivisions (k) and (n) of Section 56886 of the Government Code, may temporarily increase the number of directors to serve on the board of directors of the consolidated or reorganized district to seven or nine, who shall be members of the board of directors of the districts to be consolidated or reorganized as of the effective date of the consolidation or reorganization.

(b) Upon the expiration of the terms of the members of the board of directors of the consolidated or reorganized district, whose terms first expire following the effective date of the consolidation or reorganization, the total number of members on the board of directors shall be reduced until the number equals five members.

(c) In addition to the powers granted under Section 1780 of the Government Code, in the event of a vacancy on the board of directors of the consolidated or reorganized district at which time the total number of directors is greater than five, the board of directors may, by majority vote of the remaining members of the board, choose not to fill the vacancy. In that event, the total membership of the board of directors shall be reduced by one board member.

(d) For the purposes of this section, the following definitions apply:

(1) "Consolidation" means consolidation as defined in Section 56030 of the Government Code.

(2) "District" or "special district" means district or special district as defined in Section 56036 of the Government Code.

(3) "Reorganization" means reorganization as defined in Section 56073 of the Government Code.

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